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Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/21 (08-00)

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/515,806

Filing Date February 29, 2000

First Named Inventor William J. COOK

Group Art Unit 1652

Examiner Name D. Ramirez

Total Number of Pages in This Submission

21

Attorney Docket Number

381552000200

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FEB 13 2003

TECH CENTER 1600/2900

## ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☐ Amendment/Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☒ Petition

☐ Petition to Convert to a Provisional  
Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication  
to Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s)  
(please identify below)

Consent of Assignee to Correct Inventorship;  
Statement of Frank Spaltmann in Support of Petition to Correct Inventorship;  
Statement of Helga Rubsamen-Waigmann in Support of Petition to Correct  
Inventorship;  
Combined Declaration and Power of Attorney for Utility Patent Application;  
Return Receipt Postcard

Remarks



25225

PATENT, TRADEMARK OFFICE

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual Name

MORRISON & FOERSTER LLP  
Carolyn A. Favorito - 39,183

Signature

*SAF*

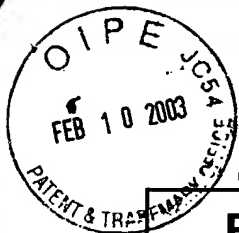
Date

January 31, 2003

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Dated: 1-31-03

Signature: *Marian Christopher* (Marian L. Christopher)



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PTO/SB/17 (01-03)  
Approved for use through 04/30/2003. OMB 0651-0032

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)  
130.00

## Complete if Known

Application Number 09/515,806  
Filing Date February 29, 2000  
First Named Inventor William J. COOK  
Examiner Name D. Ramirez  
Group Art Unit 1652  
Attorney Docket No. 381552000200

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## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number

03-1952 (Ref. 381552000200)

Deposit Account Name

Morrison & Foerster LLP

The Commissioner is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)  
0.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* =  x  = 0.00  
Independent Claims  -5\*\* =  x  = 0.00  
Multiple Dependent  =

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)  
0.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130.00
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)  
130.00

## SUBMITTED BY

Name (Print/Type) Carolyn A. Favorito

Registration No. (Attorney/Agent) 39,183

## Complete (if applicable)

Telephone (858) 720-5100

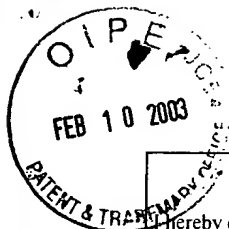
Signature

Date January 31, 2003

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Dated: 1-31-03

Signature: *Marian L. Christopher* (Marian L. Christopher)



PATENT  
Docket No. 381552000200

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*Marian Christopher*  
Marian Christopher

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

William James COOK et al.

Serial No.: 09/515,806

Filing Date: February 29, 2000

For: 14790, NOVEL PROTEIN KINASE  
MOLECULE AND USES THEREFOR

Examiner: Delia M. Ramirez

Group Art Unit: 1652

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**REQUEST FOR CORRECTION OF INVENTORSHIP  
PURSUANT TO 35 U.S.C. 116 & 37 C.F.R. § 1.48(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The presently named applicants, William James Cook and Rosana Kapeller-Libermann, hereby petition the Assistant Commissioner to enter the Amendment of the application submitted herewith to add the names of Helga Rubsamen-Waigmann and Frank Spaltmann as joint inventors. At least one originally named inventor remains. Enclosed are the following:

1. A statement from each person being added as inventor that the error in inventorship occurred without deceptive intent on his/her part.
2. An oath or declaration by the actual inventor or inventors as required by § 1.63 or as permitted by §§ 1.42, 1.43 or § 1.47.
3. The written consent of any assignee.

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sd-105368

4. The fee set forth in 37 C.F.R. § 1.17(i) of \$130.00.

☐ is enclosed

☒ is authorized to be charged to Deposit Account 03-1952 referencing docket no. 381552000200. A Fee Transmittal (form PTO/SB/17) is enclosed in duplicate for that purpose.

Applicants request that the inventorship in the above-identified application be amended by adding Helga Rubsamen-Waigmann and Frank Spaltmann who were inadvertently omitted in the above application as co-inventors, so that the inventorship entity of William James Cook, Rosana Kapeller-Libermann, Helga Rubsamen-Waigmann and Frank Spaltmann will remain as the true and correct inventorship entity in the above-identified application.

This request is supported by a statement of the applicants being added as inventors, as required by 37 C.F.R. § 1.48(a)(2), and by A Substitute Declaration, executed by Helga Rubsamen-Waigmann and Frank Spaltmann, as required by 37 C.F.R. § 1.63. This amendment has been promptly filed as soon as the inadvertent inventorship error, made without deceptive intent, was discovered in the above application.

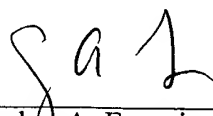
Thus, under the present circumstances it is clear that William James Cook, Rosana Kapeller-Libermann, Helga Rubsamen-Waigmann and Frank Spaltmann are the true inventors in this case, and it is therefore incumbent upon them to include Helga Rubsamen-Waigmann and Frank Spaltmann as co-inventors in this specific application. The Patent and Trademark Office is respectfully requested to correct the inventorship and to enter the enclosed statements of Helga Rubsamen-Waigmann and Frank Spaltmann, as well as the enclosed Substitute Declaration which has been executed by William James Cook, Rosana Kapeller-Libermann, Helga Rubsamen-Waigmann and Frank Spaltmann, and the statement of the Assignee, Millennium Pharmaceuticals, Inc.

It is believed that applicant has complied with requirements and correction of the inventorship in the present application is respectfully requested.

Respectfully submitted,

Dated: January 31, 2003

By:

  
\_\_\_\_\_  
Carolyn A. Favorito  
Registration No. 39,183

Morrison & Foerster LLP  
3811 Valley Centre Drive  
Suite 500  
San Diego, California 92130-2332  
Telephone: (858) 720-5195  
Facsimile: (858) 720-5125



PATENT  
Docket No. 381552000200

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Commissioner for Patents, Washington, D.C. 20231, on January 31, 2003.

*Marian Christopher*  
Marian Christopher

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

William James COOK et al.

Serial No.: 09/515,806

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MOLECULE AND USES THEREFOR

Examiner: Delia M. Ramirez

Group Art Unit: 1652

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CONSENT OF ASSIGNEE UNDER 37 C.F.R. § 3.73(b)  
TO CORRECT INVENTORSHIP

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Millennium Pharmaceuticals, Inc., is the assignee of the entire right, title and interest in the invention claimed in the above captioned U.S patent application 09/515,806 by virtue of an assignment submitted to the U.S. Patent and Trademark Office on July 24, 2000. The undersigned, who is authorized to execute this Consent on behalf of Millennium Pharmaceuticals, Inc., states that Millennium Pharmaceuticals, Inc., consents to the correction of inventorship to add Helga Rubsamen-Waigmann and Frank Spaltmann as co-inventors.

Executed on January 27, 2003, at Cambridge, Massachusetts.

Name:

*Scott A. Brown*  
Scott A. Brown

Title: Vice President, Chief Patent Counsel